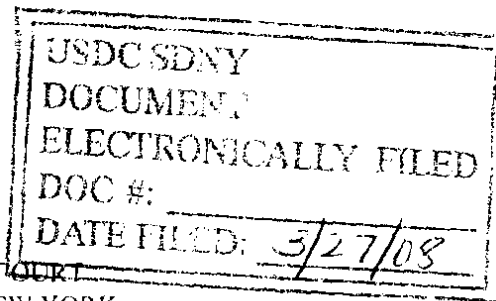


ORIGINAL



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
ROSA MORALES

Plaintiffs,

Docket No.: 07 Civ. 8236
Justice: Hon. Louis L. Stanton

-v.-

PATHMARK STORES, INC.,

Defendants.
-----X

**ORDER PERMITTING JOINDER
AND REMANDING CASE TO
STATE COURT**

WHEREAS the plaintiff has made an application to this Court for an order, pursuant to
FRCP Rule 20(a)(2)(A) and FRCP Rule 20(a)(2)(B), for leave to join as a defendant a party
whose joinder would destroy this Court's subject matter jurisdiction; and

WHEREAS the plaintiff has made an application to this Court for an order, pursuant to
28 USC §1447(e), remanding this action to New York State Supreme Court, Bronx County; and

WHEREAS the plaintiff's application for this relief is not opposed; it is hereby
^{is}
ORDERED that plaintiff ~~be~~ granted leave to join as a defendant FC Acquisitions
Associates, LLC; and it is further

^{is}
ORDERED that this case ~~be~~ remanded to New York State Supreme Court, Bronx
County for all further proceedings; and it is further

ORDERED that the Clerk of the Court for the United States District Court for the
Southern District of New York shall transfer the file of this matter to the Bronx County Clerk in
the usual manner with a copy of this Order.

LLS

LLS

Dated: New York, New York
March 24, 2008

SAKKAS & CAHN, LLP

By: 

MATTHEW SAKKAS, ESQ.
Attorney for Plaintiff
150 Broadway, Suite 1307
New York, N.Y. 10038
Tel: (212)693-1313
Fax: (212)693-1314

KRAL CLERKIN, REDMOND, RYAN,
PERRY & GIRVAN, LLP

By: 

HENRY M. PRIMAVERA, ESQ.,
Attorneys for Defendant
69 East Jericho Turnpike
Mineola, NY 11501
(516) 742-3470

S O R D E R E D :



Hon. Louis L. Stanton, USDJ

3/27/08